

**UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA**

CLEM COMMERS, as Chairman and MAYNARD BRAU, as Secretary of the Twin City Floor Covering Industry Pension Fund; CLEM COMMERS, as Chairman and MAYNARD BRAU, as Secretary of the Twin City Floor Covering Industry Fringe Benefit Trust Fund, and their successors,

Civil No. 04-1596 (JRT/JSM)

Plaintiffs,

ORDER

vs.

C & F INSTALLATION, INC., FLOOR COVERING SPECIALTIES, LLC, C. CRAIG FAIRCLOTH, individually, and JANICE CICHOSKI, individually,

Defendants.

Pamela Hodges Nissen, **McGRANN SHEA ANDERSON CARNIVAL STRAUGHN & LAMB**, 800 Nicollet Mall, Suite 2600, Minneapolis, Minnesota 55402, for plaintiff.

Craig T. Dokken, **HENNINGSON & SNOXELL, LTD.**, 6900 Wedgwood Road, Suite 200, Maple Grove, Minnesota 55311, for defendants.

Pursuant to the Stipulation of the parties, this matter is hereby dismissed without prejudice.

LET JUDGMENT BE ENTERED ACCORDINGLY.

Date: May 31, 2005
at Minneapolis, Minnesota

s/John R. Tunheim
JOHN R. TUNHEIM
United States District Judge